



Entered on Docket
July 06, 2006

Bruce A. Markell

Hon. Bruce A. Markell
United States Bankruptcy Judge

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Proposed Attorneys for Debtors and Debtors-in-Possession

UNITED STATES BANKRUPTCY COURT
DISTRICT OF NEVADA

In re:
USA COMMERCIAL MORTGAGE COMPANY,

Debtor.

In re:
USA CAPITAL REALTY ADVISORS, LLC,

Debtor.

In re:
USA CAPITAL DIVERSIFIED TRUST DEED FUND, LLC,

Debtor.

In re:
USA CAPITAL FIRST TRUST DEED FUND, LLC,

Debtor.

In re:
USA SECURITIES, LLC,

Debtor.

Case No. BK-S-06-10725 LBR
Case No. BK-S-06-10726 LBR
Case No. BK-S-06-10727 LBR
Case No. BK-S-06-10728 LBR
Case No. BK-S-06-10729 LBR
Chapter 11

Jointly Administered Under
Case No. BK-S-06-10725 LBR

**ORDER GRANTING DEBTORS'
MOTION TO TEMPORARILY HOLD
FUNDS PENDING A
DETERMINATION OF THE PROPER
RECIPIENTS
(AFFECTS ALL DEBTORS)**

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Affects:

- ☒ All Debtors
☐ USA Commercial Mortgage Company
☐ USA Capital Realty Advisors, LLC
☐ USA Capital Diversified Trust Deed Fund, LLC
☐ USA Capital First Trust Deed Fund, LLC
☐ USA Securities, LLC

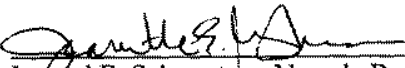
Date: June 15, 2006

Time: 9:30 a.m.

The Motion To Temporarily Hold Funds Pending A Determination Of The Proper Recipients (the "Motion") having come before this Court on June 15, 2006; the Debtors, USA Commercial Mortgage Company ("USACM"), USA Securities, LLC ("USA Securities"), USA Capital Realty Advisors, LLC ("USA Realty"), USA Capital Diversified Trust Deed Fund ("USA Diversified"), and USA Capital First Trust Deed Fund ("USA First") (collectively referred to as "Debtors") appearing by and through their counsel, Ray Quinney & Nebeker P.C. and Schwartz & McPherson Law Firm, the Official Committee of Equity Security Holders of USA Capital First Trust Deed Fund, LLC appearing by and through their counsel Frank Merola, Esq. of Stutman Treister & Glatt, the Official Committee of Equity Security Holders of USA Capital Diversified Trust Deed Fund LLC appearing by and through their counsel Marc A. Levinson, Esq. of Orrick Herrington & Sutcliffe, the Committee of Unsecured Creditors of USA Commercial Mortgage Company appearing by and through their counsel Susan Freeman, Esq. of Lewis and Roca, LLP, Susan Scann, Esq. of Deaner Deaner Scann Malan & Larsen appearing on behalf of Franklin/Stratford Investment LLC, it is hereby

ORDERED that the Motion To Temporarily Hold Funds Pending A Determination Of The Proper Recipients is granted and will be continued for a status hearing on August 4, 2006 at 1:30 p.m.

Submitted by:



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ORDER GRANTING DEBTORS' MOTION TO TEMPORARILY HOLD FUNDS PENDING A DETERMINATION OF THE PROPER RECIPIENTS (AFFECTS ALL DEBTORS)

Approved / Disapproved by

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 2 **DETERMINATION OF THE PROPER RECIPIENTS**
 3 **(AFFECTS ALL DEBTORS)**

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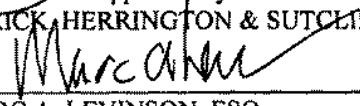
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28 ####

ALTERNATIVE METHOD re: RULE 9021:

In accordance with Local Rule 9021, the undersigned certifies:

The court waived the requirements of LR 9021.

X I delivered a copy of this proposed order on June 26, 2006 to all attorneys and unrepresented parties who appeared at the hearing regarding this matter and/or who filed a written objection and each has:

X approved the form of this order:

X waived the right to review the order and/or

X failed to file and serve papers in accordance with LR 9021(c)

I have delivered a copy of this proposed order to all attorneys and unrepresented parties who appeared at the hearing regarding this matter and/or who filed a written objection and all have either approved the form of this order, waived the right to review the order, failed to file and serve papers in accordance with LR 9021(c) and the following have disapproved the form of the order:

No opposition was filed to the motion and no other party or counsel appeared at the hearing.

Submitted by:

/s/ JEANETTE E. MCPHERSON

Lenard E. Schwartzer, Nevada Bar No. 0399

Jeanette E. McPherson, Nevada Bar No. 5423

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